

UNITED STATES COURT OF APPEALS February 27, 2012
FOR THE TENTH CIRCUIT Elisabeth A. Shumaker
Clerk of Court

ROBERT KEITH LOWE, a/k/a Native
Indian Prince Aire w/Intinary (sic)
w/Governors or Prince, et al,

Plaintiff - Appellant,

v.

WHITE HOUSE D.C. OF
PRESIDENTS IN U.S.; TREASURY,
et al; CHARLES PARLIAMENT, Euro
Dollar, et al; US NEWS WORLD
REPORT 2006; PLAYBOY, Nov 88,

Defendants - Respondents.

No. 12-1064
(D.C. NO. 1:10-CV-02122-ZLW)

ORDER

Before **MURPHY, HARTZ, and TYMKOVICH**, Circuit Judges.

This court lacks jurisdiction over this appeal because the notice of appeal was filed out-of-time.

The last order issued by the district court was on November 29, 2010. The plaintiff's notice of appeal was filed more than a year later on February 22, 2012.

In a civil case, in which the United States is a party, a notice of appeal must be filed within 60 days of entry of the order being appealed. *See* 28 U.S.C.

§ 2107(b) (a notice of appeal in a civil matter must be filed within 60 days of entry of judgment); Fed. R. App. P. 4(a)(1)(B) (same). A timely notice of appeal in a civil case is both mandatory and jurisdictional. *See Bowles v. Russell*, 551 U.S. 205, 209, 213 (2007).

Because the appeal was filed more than 60 days after entry the last order entered by the district court, this court lacks jurisdiction. **APPEAL DISMISSED.**

Entered for the Court,
ELISABETH A. SHUMAKER, Clerk

A handwritten signature in cursive script, appearing to read "Ellen Rich Reiter".

Ellen Rich Reiter
Deputy Clerk/Jurisdictional Attorney